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Attorneys for Plaintiff  
SOUTHWALL TECHNOLOGIES INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

\*E-FILED - 9/20/06\*

SOUTHWALL TECHNOLOGIES INC.,  
  
Plaintiff,  
  
v.  
  
ATLANTIC MUTUAL INSURANCE  
COMPANY,  
  
Defendant.

Case No.: C-99-20400 RMW

NOTICE OF VOLUNTARY  
DISMISSAL WITH PREJUDICE AND  
ORDER

NOTICE IS HEREBY GIVEN that pursuant to Federal Rule of Civil Procedure 41(a) and pursuant to the Settlement Agreement and Release entered between Plaintiff Southwall Technologies Inc. and Defendant Atlantic Mutual Insurance Company, Plaintiff voluntarily dismisses the above captioned action with prejudice, each party to bear its own costs and attorneys' fees.

Dated: August 29, 2006

HELLER EHRMAN LLP

By: /s/ Catherine P. Rosen  
CATHERINE P. ROSEN  
Attorneys for Plaintiff  
SOUTHWALL TECHNOLOGIES INC.

1 IT IS SO ORDERED.

2  
3 Dated: 9/20 \_\_\_\_\_, 2006

4 /s/ Ronald M. Whyte  
5 The Honorable Ronald M. Whyte  
6 United States District Court Judge  
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